

REMARKS

Status

Claims 41-62 and 65-82 were pending. Claims 41-57 and 74-82 were allowed. In this response, claims 58-62 and 65-73 are cancelled without prejudice to prosecution in a related application. As all of the pending claims have been allowed, issuance of a Notice of Allowance is respectfully requested.

Terminal Disclaimers

The present claims relate to a method of increasing the proliferative capacity of a mammalian cell expressing telomerase RNA component by introducing into the cell *in vitro* a recombinant polynucleotide that encodes a protein with telomerase catalytic activity. Applicants submit herewith voluntary terminal disclaimers in relation to U.S. Pat. Nos. 7,195,911; 6,475,789; 6,261,836; 6,337,200; and 6,921,664; and allowed application No. 09/721,506. These patents and application include claims directed to cells comprising a polynucleotide encoding a protein with telomerase catalytic activity. The terminal disclaimers are submitted out of an abundance of caution and in accord with *Quad Envtl. Techs. Corp. v. Union Sanitary Dist.*, 946 F.2d 870, 874 (Fed. Cir. 1991) and other cases; Applicants do not intend the filing of a terminal disclaimer to constitute any admission as to the relationship of applications or claims.

Previously Submitted Information Disclosure Statement

Applicants' records indicate that the Office has not returned initialed copies of the IDS submitted February 25, 2003 (Form SB-08, pages 3/12-12/12). For the convenience of the Office a copy of the February 25, 2003 submission is enclosed. The Office is requested to provide the initialed documents.

Supplemental Information Disclosure Statement Listing Related Applications

Applicants have previously advised the Office of the status of related patent applications. Submitted herewith is a supplemental IDS with an updated status summary.

Conclusion

Issuance of a Notice of Allowance is respectfully requested. If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



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Enclose.

- 1) Request for Continued Examination
- 2) Terminal Disclaimers (2)
- 3) Copy of IDS filed February 25, 2003 (with SB-08 pages 3/12-12/12)
- 4) Supplemental Information Disclosure Statement